

REMARKS

Please find the following exhibits attached:

Exhibit 1 -- McGilvery et al., Biochemistry: A Fundamental Approach 632-635 (2d ed. 1979);

Exhibit 2 -- De Matties et al., "Brain 5-Aminolaevulinate Synthase," *Biochemical Journal*, vol. 196, 811-817 (1981); and

Exhibit 3 -- Srivastava et al., "Regulation of 5-Aminolevulinate Synthase mRNA in Different Rat Tissue," *Journal of Biological Chemistry*, vol. 263, 5202-5209 (1988).

These exhibits were referenced in the response filed September 22, 2005, but the Examiner indicated that he did not previously receive them. Applicants apologize for any inconvenience to the Examiner.

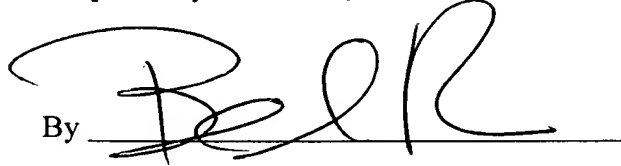
Prompt and favorable consideration of the application is now respectfully requested. If the Examiner believes that an interview would advance the prosecution of this application, she is invited to contact the undersigned attorney by telephone.

The Commissioner is hereby authorized to charge any fees that may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicants hereby petition for such extension under 37 C.F.R. §1.136 and authorize payment of any extension fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date 30 November 2005

By

A handwritten signature in black ink, appearing to read 'Beth A. Burrous', written over a horizontal line.

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5475
Facsimile: (202) 672-5399

Beth A. Burrous
Attorney for Applicant
Registration No. 35,087